

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

DEC 22 2005

JOHN F. CORCORAN, CLERK  
BY: *J. Platt*  
DEPUTY CLERK

JAMES R. FIELDS,

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

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Civil Action No. 7:05-cv-00778

FINAL ORDER

By: Hon. James C. Turk  
Senior United States District Judge

In accordance with the written memorandum opinion entered this day, it is hereby

**ADJUDGED AND ORDERED**

that the above referenced motion to vacate, set aside or correct sentence, pursuant to 28 U.S.C. §2255, shall be and hereby is **DISMISSED**, and that this action is stricken from the active docket of this court.

The Clerk is directed to send certified copies of this order and the accompanying memorandum opinion to the petitioner and to counsel of record for the respondent.

ENTER: This 22<sup>nd</sup> day of December, 2005.

*James C. Turk*  
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Senior United States District Judge